



Wallace Yard - redline of EPA draft of tolling agreement

Wurtzler, Gail

to:

Clifford Villa

08/29/2008 09:31 AM

Cc:

"Lawrence, Robert"

Hide Details

From: "Wurtzler, Gail" <Gail.Wurtzler@dgsllaw.com>

To: Clifford Villa/R10/USEPA/US@EPA,

Cc: "Lawrence, Robert" <Robert.Lawrence@dgsllaw.com>

History: This message has been replied to and forwarded.

1 Attachment



DGSMANAGE_863854_1.DOC

Cliff,

Per my earlier e-mail and my voicemail, here's a redline of the most recent draft tolling agreement with changes from Union Pacific's in-house counsel. The change in the first paragraph on page 1 is to make clear that UPRR does not admit anything regarding substances present. The change to Paragraph 1 reorders the sentence to avoid the suggestion, from the use of "inter alia" and the placement of the site name after that phrase, that other sites could be covered by the tolling agreement. The change in paragraph 5 picks up any other protections from liability that UPRR may have under any other of the documents regarding this site.

I have authority to sign this version of the tolling agreement, so please let me know today whether this is acceptable. Thanks.

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